

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

STATE OF DELAWARE, <i>ex rel.</i>)	
MATTHEW P. DENN,)	
ATTORNEY GENERAL,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 1:18-cv-00383-RGA
)	
PURDUE PHARMA L.P.;)	
PURDUE PHARMA INC.;)	
THE PURDUE FREDERICK COMPANY;)	
ENDO HEALTH SOLUTIONS INC.;)	
ENDO PHARMACEUTICALS INC.;)	
MCKESSON CORPORATION;)	
CARDINAL HEALTH, INC.;)	
AMERISOURCEBERGEN)	
CORPORATION;)	
ANDA PHARMACEUTICALS, INC.;)	
H.D. SMITH, LLC;)	
CVS HEALTH CORPORATION; and)	
WALGREENS BOOTS ALLIANCE, INC.,)	
)	
Defendants.)	

**STIPULATION STAYING CERTAIN PROCEEDINGS
AND EXTENDING TIME TO RESPOND TO THE COMPLAINT**

WHEREAS, on January 19, 2018, Plaintiff State of Delaware, *ex rel.* Matthew P. Denn, Attorney General of the State of Delaware, initiated this litigation in an action captioned *State of Delaware v. Purdue Pharma L.P., et al.*, bearing cause number N18C-01-223 MMJ (CCLD), in the Superior Court for the State of Delaware. Plaintiff brought claims against Defendants Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Purdue Pharma L.P., Purdue Pharma Inc., The Purdue Frederick Company, McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation,¹ Anda Pharmaceuticals, Inc., H. D. Smith, LLC, CVS Health Corporation, and

¹ AmerisourceBergen Corporation does not concede that it is a proper party to this action.

Walgreens Boots Alliance, Inc., related to Defendants' manufacture, sale, and/or distribution of various opioid prescription medications.

WHEREAS, on March 9, 2018, Defendant McKesson Corporation removed the Delaware Superior Court action to this Court (D.I. 1);

WHEREAS, on March 13, 2018, Plaintiff filed a Motion to Remand (D.I. 4) in this Court seeking to remand this action to the Delaware Superior Court;

WHEREAS, on March 15, 2018, Defendants McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, H. D. Smith, LLC, CVS Health Corporation, and Walgreens Boots Alliance, Inc. filed a Motion to Stay (D.I. 14), to which Plaintiff responded, in part, by stating that "the parties could have worked out an agreed stipulation of stay on matters other than the Motion to Remand rather than having this Court burdened with a Stay Motion," (D.I. 23); and

WHEREAS, on March 19, 2018, this Court denied Defendants' stay motion; and

WHEREAS, the parties have conferred regarding a potential stay of matters other than the Motion to Remand and have agreed, subject to this Court's approval, to a limited stay of the time for Defendants to answer, move, or otherwise respond to Plaintiff's complaint, as set forth below; and

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by the parties hereto, through their undersigned counsel, subject to the approval of the Court, as follows:

1. Any obligation of the Defendants to answer, move, or otherwise respond to Plaintiff's complaint is hereby STAYED, subject to the terms set forth below.

2. If the Motion to Remand is granted, Plaintiff and Defendants will stipulate in the Delaware Superior Court action that Defendants shall have the same number of days from the date

of the order granting remand to answer, move, or otherwise respond to Plaintiff's complaint in the Superior Court for the State of Delaware as they had remaining to answer, move, or otherwise respond to the Complaint on the date on which Defendant McKesson Corporation removed this action to this Court.

3. Should the Motion to Remand be denied, the parties will meet and confer regarding the date for Defendants to answer, move, or otherwise respond to Plaintiff's complaint but otherwise fully reserve all of their respective rights.

4. This Stipulation does not affect, and shall have no bearing upon, proceedings before the Judicial Panel on Multidistrict Litigation related to transfer of this case to the MDL Court.

March 28, 2018

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SO ORDERED this _____ day of _____, 2018.

The Honorable Richard G. Andrews
United States District Judge